

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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THE NEW YORK TIMES COMPANY,	:	
	:	No. 1:23-cv-11195-SHS-OTW
Plaintiff,	:	
	:	
v.	:	
	:	
MICROSOFT CORPORATION, OPENAI,	:	
INC., OPENAI LP, OPENAI GP, LLC,	:	
OPENAI, LLC, OPENAI OPCO LLC,	:	
OPENAI GLOBAL LLC, OAI	:	
CORPORATION, LLC, and OPENAI	:	
HOLDINGS, LLC,	:	
	:	
Defendants.	:	

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DAILY NEWS, LP; CHICAGO TRIBUNE	:	
COMPANY, LLC; ORLANDO SENTINEL	:	No. 1:24-cv-03285-SHS-OTW
COMMUNICATIONS COMPANY, LLC;	:	
SUN-SENTINEL COMPANY, LLC; SAN	:	
JOSE MERCURY-NEWS, LLC; DP MEDIA	:	
NETWORK, LLC; ORB PUBLISHING,	:	
LLC; AND NORTHWEST	:	
PUBLICATIONS, LLC,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
MICROSOFT CORPORATION, OPENAI,	:	
INC., OPENAI LP, OPENAI GP, LLC,	:	
OPENAI, LLC, OPENAI OPCO LLC,	:	
OPENAI GLOBAL LLC, OAI	:	
CORPORATION, LLC, OPENAI	:	
HOLDINGS, LLC,	:	
	:	
Defendants.	:	

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THE CENTER FOR INVESTIGATIVE
REPORTING, INC.,

Plaintiff,

v.

OPENAI, INC., OPENAI GP, LLC,
OPENAI, LLC, OPENAI OPCO LLC,
OPENAI GLOBAL LLC, OAI
CORPORATION, LLC, OPENAI
HOLDINGS, LLC, and MICROSOFT
CORPORATION,

Defendants.

No. 1:24-cv-04872-SHS-OTW

X

**OPENAI’S RESPONSE IN SUPPORT OF PLAINTIFF’S MOTIONS FOR LEAVE TO
FILE UNDER SEAL**

Pursuant to Paragraph 22 of the Protective Order (ECF 127), Defendants OpenAI, Inc., OpenAI LP, OpenAI GP, LLC, OpenAI LLC, OpenAI OpCo LLC, OpenAI Global LLC, OAI Corporation LLC, and OpenAI Holdings, LLC (collectively, “OpenAI”) respond to Plaintiff New York Times Company’s (“The Times”) Motions for Leave to File Under Seal (ECF 312 and ECF 318) filed in connection with The Times’s recent letter motions to compel (ECF 313 and ECF 322). For the reasons explained in the accompanying Memorandum of Law and the Declaration of Michael Trinh,¹ OpenAI respectfully requests the Court grant The Times’s Motions.

Specifically, OpenAI seeks to maintain the following material under seal:

- Limited portions of The Times’s letter Motion to Compel at ECF 313;

¹ The accompanying Memorandum of Law and Declaration of Michael Trinh (ECF 335 and ECF 336, respectively) were also filed on November 21, 2024 in support of OpenAI’s Motion for Leave to File Under Seal (ECF 334).

- Exhibits 1-10 to The Times's letter Motion to Compel at ECF 313 (ECF 313-1, 313-2, 313-3, 313-4, 313-5, 313-6, 313-7, 313-8, 313-9, 313-10);
- Limited portions of The Times's letter Motion to Compel at ECF 322;
- Limited portions of Exhibit 1 to The Times's letter Motion to Compel at ECF No. 322 (ECF 322-1); and
- Exhibit 3-5 to The Times's letter Motion to Compel at ECF 322 (ECF 322-3, 322-4, and 322-5).

For these reasons, OpenAI respectfully requests the Court grant The Times's Motions.

Dated: November 25, 2024

Respectfully Submitted,

By: /s/ Rose S. Lee

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